

ETHNIC STUDIES AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kirk A. Cullimore

House Sponsor: _____

LONG TITLE**General Description:**

This bill requires ethnic studies in public schools.

Highlighted Provisions:

This bill:

- ▶ requires the State Board of Education to establish core standards for Utah public schools for ethnic studies (ethnic studies core standards);
- ▶ requires a local education agency to:
 - adopt instructional materials and curriculum that aligns with ethnic studies core standards; and
 - integrate ethnic studies into regular school work for kindergarten through grade 12;
- ▶ creates a commission to:
 - study the contributions of ethnic minorities in Utah; and
 - recommend ethnic studies core standards to the state board; and
- ▶ defines terms.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53E-4-204.1, Utah Code Annotated 1953

63C-25-101, Utah Code Annotated 1953

63C-25-201, Utah Code Annotated 1953

63C-25-202, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53E-4-204.1** is enacted to read:

53E-4-204.1. Ethnic studies core standards and curriculum requirements.

(1) As used in this section:

(a) "Core standards for Utah public schools" or "core standards" means the standards the state board establishes as described in Section **53E-4-202**.

(b) "Ethnic minority" means an individual who is:

(i) Native American;

(ii) Alaska Native;

(iii) Native Hawaiian;

(iv) Pacific Islander;

(v) Hispanic or Latino;

(vi) Black or African American; or

(vii) Asian.

(c) "Ethnic studies" means the interdisciplinary social and historical study of how different populations have experienced and participated in building the United States of America, including the study of the culture, history, and contributions of ethnic minorities.

(d) "Ethnic Studies Commission" means the Ethnic Studies Commission created in Section **63C-25-201**.

(e) "Ethnic studies core standards" means the core standards for Utah public schools for ethnic studies the state board establishes as described in this section.

(2) (a) The state board shall establish core standards for Utah public schools for ethnic studies.

(b) Before the state board takes formal action to adopt ethnic studies core standards, the state board shall:

- 59 (i) consult with the Ethnic Studies Commission; and
60 (ii) submit proposed ethnic studies core standards to the Ethnic Studies Commission
61 for review and recommendations.
- 62 (3) In establishing the ethnic studies core standards, the state board shall consider, at a
63 minimum:
- 64 (a) existing core standards that increase cultural awareness of all Utah communities,
65 especially ethnic minorities;
- 66 (b) opportunities to recognize and incorporate into the ethnic studies core standards the
67 histories, contributions, and perspectives of ethnic minorities; and
- 68 (c) recommendations of the Ethnic Studies Commission.
- 69 (4) Subject to legislative appropriations, the state board shall provide funding for
70 professional learning in ethnic studies for teachers.
- 71 (5) (a) By August 1, 2024, an LEA shall select curriculum and instructional materials
72 for teaching ethnic studies to students in kindergarten through grade 12 that:
- 73 (i) align with the ethnic studies core standards; and
74 (ii) are integrated with regular school work.
- 75 (b) An LEA shall implement an ethnic studies curriculum that, at a minimum:
- 76 (i) imparts to students cultural awareness and increases cultural knowledge; and
77 (ii) includes themes including cultural histories within the context of United States
78 history and global history.
- 79 (c) An LEA shall:
- 80 (i) modify or revise the LEA's ethnic studies instructional materials and curriculum as
81 needed to ensure alignment with ethnic studies core standards; and
- 82 (ii) submit a report to the state board that provides evidence that LEA is complying
83 with the requirements of Subsections (5)(a) and (b).
- 84 (6) The state board shall, in accordance with Title 63G, Chapter 3, Utah Administrative
85 Rulemaking Act, make rules:
- 86 (a) to develop guidelines and methods for LEAs to more fully integrate ethnic studies
87 into other core standards for Utah public schools courses; and
- 88 (b) for the report described in Subsection (5)(c).
- 89 (7) The guidelines and methods described in Subsection (6)(a) may not change:

(a) the number of instructional hours required for elementary and secondary students;

or

(b) the number of instructional hours dedicated to the existing curriculum.

Section 2. Section **63C-25-101** is enacted to read:

CHAPTER 25. ETHNIC STUDIES COMMISSION

Part 1. General Provisions

63C-25-101. Definitions.

As used in this part:

(1) "Commission" means the Ethnic Studies Commission created in Section

63C-25-201.

(2) "Education entity" means:

(a) the Utah Board of Higher Education;

(b) an institution of higher education, as that term is defined in Section 53B-3-102;

(c) the state board;

(d) a local school board;

(e) a charter school governing board;

(f) a school district;

(g) a district school;

(h) a charter school; or

(i) the Utah Schools for the Deaf and the Blind.

(3) "Ethnic minority" means the same as that term is defined in Section 53E-4-204.1.

(4) "Ethnic studies" means the same as that term is defined in Section 53E-4-204.1.

(5) "Ethnic studies core standards" means the same as that term is defined in Section 53E-4-204.1.

(6) "State board" means the State Board of Education.

Section 3. Section **63C-25-201** is enacted to read:

Part 2. Ethnic Studies Commission

63C-25-201. Ethnic Studies Commission created.

(1) There is created the Ethnic Studies Commission to:

(a) consider and review the contributions of ethnic minorities to the state; and

(b) make recommendations for ethnic studies core standards to the state board.

(2) The commission consists of the following members:

(a) five members of the Senate, appointed by the president of the Senate;

(b) five members of the House of Representatives, appointed by the speaker of the House of Representatives; and

(c) two members appointed by the governor.

(3) (a) A majority of the members of the commission constitutes a quorum of the commission.

(b) The action by a majority of the members of a quorum constitutes the action of the commission.

(4) (a) The salary and expenses of a commission member who is a legislator shall be paid in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.

(b) A commission member who is not a legislator may not receive compensation or benefits for the member's service on the commission, but may receive per diem and reimbursement for travel expenses incurred as a commission member at the rates established by the Division of Finance under:

(i) Sections 63A-3-106 and 63A-3-107; and

(ii) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

(5) The state board shall provide staff support to the commission.

Section 4. Section **63C-25-202** is enacted to read:

63C-25-202. Ethnic Studies Commission duties.

(1) The commission shall:

(a) review the contributions of ethnic minorities in the state;

(b) advise the governor, state agencies, and the Legislature regarding issues that impact ethnic minorities;

(c) make recommendations for recognizing the contributions of ethnic minorities in the state, including:

(i) policy recommendations to the governor; and

(ii) recommendations for legislation to the Legislature; and

(d) review and make recommendations for ethnic studies core standards to the state

152 board.

153 (2) (a) The commission may establish subcommittees as needed to assist the
154 commission in accomplishing the commission's duties under this section.

155 (b) A subcommittee described in Subsection (2)(a) may include representatives from:

156 (i) community organizations;

157 (ii) education entities; or

158 (iii) the general public.